

Document Page 1 of 15  
UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

IN RE:

CASE NO: 12-07814

CHAPTER: 7

John William Funk  
Helen Rebecca Funk

Debtor(s).

**STATEMENT OF CHANGE**

In Accordance with Bankruptcy Rule 1009-1 the undersigned hereby amends:

Schedule:

   A-  
   B-  
   ☒ C- correct exemptions  
   D-  
   E-  
   F-  
   G-  
   H-  
   I-  
   J-  
   ☒ STATEMENT OF FINANCIAL AFFAIRS: correct #18  
   INDIVIDUAL STATEMENT OF INTENTIONS  
   OTHER:

The undersigned debtors do hereby swear that this amendment is true and accurate to the best of their knowledge, information and belief.

/s/John William Funk  
Debtor

/s/Helen Rebecca Funk  
Debtor

**United States Bankruptcy Court  
District of South Carolina**

In re John William Funk  
Helen Rebecca Funk

Debtor(s)

Case No. 12-07814  
Chapter 7

**AMENDMENT COVER SHEET**

Amendment(s) to the following petition, list(s), schedule(s) or statement(s) are transmitted herewith:  
**Schedule C and Statement of Financial Affairs**

**NOTICE OF AMENDMENT(S) TO AFFECTED PARTIES**

Pursuant to Federal Rule of Bankruptcy Procedure 1009(a), I certify that notice of the filing of the amendment(s) listed above has been given this date to any and all entities affected by the amendment as follows:

Date: January 22, 2013

/s/ Philip Fairbanks

**Philip Fairbanks #756**

Attorney for Debtor(s)

**Philip L. Fairbanks**

**1214 King Street**

**Beaufort, SC 29902**

**843-521-1580 Fax:843-521-1590**

**United States Bankruptcy Court**  
**District of South Carolina**

In re **John William Funk,  
Helen Rebecca Funk**

Case No. **12-07814**

Debtors

Chapter **7**

**SUMMARY OF SCHEDULES - AMENDED**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	600,000.00		
B - Personal Property	Yes	4	167,363.86		
C - Property Claimed as Exempt	Yes	2			
D - Creditors Holding Secured Claims	Yes	1		736,028.51	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		59,159.09	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	12		991,816.95	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	5			
I - Current Income of Individual Debtor(s)	Yes	1			3,244.00
J - Current Expenditures of Individual Debtor(s)	Yes	2			4,859.33
Total Number of Sheets of ALL Schedules		31			
Total Assets			767,363.86		
Total Liabilities				1,787,004.55	

In re **John William Funk,  
Helen Rebecca Funk**

Case No. **12-07814**

Debtors

**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT - AMENDED**

Debtor claims the exemptions to which debtor is entitled under:

(Check one box)

☐ 11 U.S.C. §522(b)(2)

☒ 11 U.S.C. §522(b)(3)

☐ Check if debtor claims a homestead exemption that exceeds \$146,450. (Amount subject to adjustment on 4/1/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<b>Cash on Hand</b> Cash: cash on hand Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(5)	60.00	60.00
<b>Checking, Savings, or Other Financial Accounts, Certificates of Deposit</b> Wells Fargo joint checking acct ending #5670	S.C. Code Ann. § 15-41-30(A)(5)	4,719.85	4,719.85
<b>Household Goods and Furnishings</b> Furniture: 3 bedroom sets, 3 sofas, 2 desks, 3 recliners, dinette set, dining room set, upholstered chairs, wood side chairs, lamps, mirrors, book cases, 2 benches, 2 coffee tables, side tables, rug, china cabinet, 3 wood chests, rocking chair, misc. appliances; misc. linens and kitchenware, laptop and printer; misc. pictures, books and cds Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(3)	7,800.00	7,800.00
<b>Wearing Apparel</b> Misc. men's and women's clothing Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(3)	1,000.00	1,000.00
<b>Furs and Jewelry</b> Misc. jewelry, including wedding rings, watches, costume jewelry	S.C. Code Ann. § 15-41-30(A)(4)	1,650.00	1,650.00
<b>Firearms and Sports, Photographic and Other Hobby Equipment</b> Sports-Hobby: golf clubs, 35mm camera Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(7) Debtors' unused portion of 15-41-30(A)(5)	120.00	120.00
Firearms: old Mossberg 16 gage shotgun, not fired for 50 years Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(7) debtors' unused portion of 15-41-30(A)(5)	10.00	10.00
<b>Interests in Insurance Policies</b> Lincoln National Life - Irrevocable life insurance trust - Second to die life insurance policy - Trustee is PNC Bank, Columbus, Oh. Policy amount is \$2,350,000.	S.C. Code Ann. § 38-63-40(A)	67,063.40	67,063.40
<b>Interests in IRA, ERISA, Keogh, or Other Pension or Profit Sharing Plans</b> Valley Wealth Management IRA account ending #1981 Roanoke, Va.	S.C. Code Ann. § 15-41-30(A)(13)	71,240.61	71,240.61

In re **John William Funk,  
Helen Rebecca Funk**

Case No. **12-07814**

Debtors

**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT - AMENDED**  
(Continuation Sheet)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
<b><u>Automobiles, Trucks, Trailers, and Other Vehicles</u></b>			
2000 Mercedes 430s VIN #WDBNG70J9YA114327 Mileage: 120,000 Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(2)	11,200.00	11,200.00
2011 Club Car golf cart Location: 15 Ashley Hall Drive Bluffton, SC 29910	S.C. Code Ann. § 15-41-30(A)(7) debtors' unused portion of 15-41-30(A)(5)	2,500.00	2,500.00

Total: **167,363.86** **167,363.86**

United States Bankruptcy Court  
District of South Carolina

In re **John William Funk**  
**Helen Rebecca Funk**

Debtor(s)

Case No. **12-07814**

Chapter **7**

STATEMENT OF FINANCIAL AFFAIRS - AMENDED

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

*"In business."* A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

*"Insider."* The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(2), (31).

1. Income from employment or operation of business

None  
☐

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

\$0.00

\$1,060,000.00

\$104,658.00

SOURCE

2012 Husband A. S. Pugh of Roanoke, Inc. wages

2010 Joint - all sources

2011 YTD Joint - all sources

2. Income other than from employment or operation of business

None  
☐

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

\$17,604.00

SOURCE

2012 Husband social security

B 7 (12/12)

2

AMOUNT	SOURCE
\$22,656.00	2011 Husband social security
\$22,656.00	2010 Husband social security
\$11,592.00	2012 Wife social security
\$14,928.00	2011 Wife social security
\$14,928.00	2010 Wife social security
\$30,944.26	2012 Husband investments
\$83,941.00	2011 Husband investments
\$57,099.00	2010 Husband investments
\$5,000.00	2012 Wife IRA
\$16,033.00	2010 Wife IRA

### 3. Payments to creditors

None ☐ Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts:* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
Colleton River Plantation Colleton River Drive Bluffton, SC 29910	Oct 28, 2012	\$1,413.38	\$7,775.00
Cole & Associates 2118 Rosalind Avenue Roanoke, VA 24014	Nov. 2012 \$450 Dec. 2012 \$445	\$895.00	\$0.00

None ☒ b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS/ TRANSFERS	AMOUNT PAID OR VALUE OF TRANSFERS	AMOUNT STILL OWING
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None ☒ c. *All debtors.* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
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\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

B 7 (12/12)

3

**4. Suits and administrative proceedings, executions, garnishments and attachments**

- None ☐ a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
James A. Holmes v. David Funk, John W. Funk and Michael Funk CL 12000416-00	suit to enforce a confession of judgement note.	Circuit Court, Danville, Va. Danville, Va.	Judgement entered June 22, 2012 in Va. That judgement was filed in SC on Aug 21, 2012 and served on me Sept 13, 2012
American Builders & Contractors Supply Co., Inc. v. A.S. Pugh of Roanoke, Inc. and Funk and Tull	civil	Circuit Court for Fairfax County, State of Virginia	pending
James A. Holmes v. David Funk, John W. Funk and Michael Funk	filing of foreign judgment	Beaufort County Common Pleas	judgment
Black v. AS Pugh	tort	Virginia	unknown

- None ☒ b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
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**5. Repossessions, foreclosures and returns**

- None ☐ List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
Valley Bank 36 Church Street Roanoke, VA 24011	March, 2012	execution of security interest in money market acct ending #4715 - \$525,000.00
Valley Bank 36 Church Street Roanoke, VA 24011	March - April, 2012	Valley Wealth Management account liquidated and foreclosed - approximately \$625,000.00

**6. Assignments and receiverships**

- None ☒ a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
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B 7 (12/12)

4

- None ☒ b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
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#### 7. Gifts

- None ☒ List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
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#### 8. Losses

- None ☐ List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
underground sprinkling system controls Value: 858	lightning strike	04/15/2012

#### 9. Payments related to debt counseling or bankruptcy

- None ☐ List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Philip Fairbanks King St beaufort, SC 29911	Aug. 9 2012; 12/5/12	1000.00; \$2000.00

#### 10. Other transfers

- None ☐ a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
Dieter Sczurowski 1303 Thompson St. North Ft. Myers, FL 33903 none	03/28/2012	1997 Porsche 911 4S Value: \$42,000
Savannah Piano Inc. 14045 Abercorn St. Savannah, GA 12345 none	05/9/2012	Kimball baby grand piano Value: 1850.00

B 7 (12/12)

5

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
Club Car of Hilton Head Fording Island Rd Bluffton, SC 29910 none	01/18/2012	1997 Club Car golf cart Value: 900.00
Chester and Helen Fields 2250 March St. Kalamazoo, MI 49001 none	08/12/2011	Timeshare weeks at Island Club, Hilton Head, SC --weeks 16 & 17 Value: 9500.00
Valley Bank 36 Church Street Roanoke, VA 24011 creditor	3/12	money market acct ending #4715 value \$525,000.00 - to pay loan secured by account
Valley Bank 36 Church Street Roanoke, VA 24011 creditor	March through April, 2012	Wealth Management Account secured \$1.15M loan, when loan called, account was liquidated over time and proceeds paid balance of loan. Client netted approximately \$13,000 from account after loan paid in full.

None ☒ b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE	DATE(S) OF TRANSFER(S)	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY
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#### 11. Closed financial accounts

None ☐ List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
South Carolina Bank & Trust Fording Island Rd Bluffton, SC 29910	checking acct ending # 9117 Final Balance: 0.00	\$34.65 8/1/2012
South Carolina Bank & Trust Fording Island Road Bluffton, SC 29910	checking 6465 Final Balance: 33.07	\$61.07 6/29/12
Valley Bank 36 Church Ave. Roanoke, VA 24011	Valley Bank collateral account FBO John W. Funk account # 3210 Final Balance: 0	0 04/17/2012
Valley Bank 36 Church St. Roanoke, VA 24011	Money Market account ending #4715 at Valley Bank. This account, in the amount of \$525000. was pledged to secure my debt to Valley Bank, and was liquidated in March, 2012 to pay down that debt. Final Balance: 0.00	0.00 03/28/2012
Valley Bank 36 Church Street Roanoke, VA 24011	personal checking acct ending #3142	12/12/12 \$0.62

B 7 (12/12)

6

## 12. Safe deposit boxes

- None ☐ List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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## 13. Setoffs

- None ☐ List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
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## 14. Property held for another person

- None ☐ List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
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## 15. Prior address of debtor

- None ☐ If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS	NAME USED	DATES OF OCCUPANCY
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## 16. Spouses and Former Spouses

- None ☐ If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

## 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

- None ☐ a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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B 7 (12/12)

7

- None ☒ b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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- None ☒ c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
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**18 . Nature, location and name of business**

- None ☐ a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
A.S. Pugh of Roanoke, Inc.	54-1870391	1111 Shenandoa Ave., NW Roanoke, VA 24017	commercial roofing	5/02 to 3/12
JWDJ, LLC	26-3990389	1111 Shenandoah Ave., NW Roanoke, VA 24017	Property acquisition	10/08
McDowell Road Associates, LLC		McDowell Road Grove City, OH 43123	holding company - only asset building located at McDowell Road, sold in 2010	1997-2010

- None ☒ b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME	ADDRESS
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**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

B 7 (12/12)

8

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date January 22, 2013

Signature /s/ John William Funk  
John William Funk  
Debtor

Date January 22, 2013

Signature /s/ Helen Rebecca Funk  
Helen Rebecca Funk  
Joint Debtor

*Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571*

**United States Bankruptcy Court  
District of South Carolina**

In re John William Funk  
Helen Rebecca Funk

Debtor(s)

Case No. 12-07814  
Chapter 7

**AMENDED  
DECLARATION CONCERNING DEBTOR'S SCHEDULES**

**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing document(s), consisting of 13 page(s), and that they are true and correct to the best of my knowledge, information, and belief.

Date January 22, 2013

Signature /s/ John William Funk  
John William Funk  
Debtor

Date January 22, 2013

Signature /s/ Helen Rebecca Funk  
Helen Rebecca Funk  
Joint Debtor

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

**United States Bankruptcy Court  
District of South Carolina**

In re John William Funk  
Helen Rebecca Funk

Debtor(s)

Case No. 12-07814  
Chapter 7

**CERTIFICATE OF SERVICE**

I hereby certify that on **January 22, 2013**, a copy of Statement of Change, Amendment Cover Sheet, Amended Statement of Financial Affairs and Amended Declaration and Amended Schedule C was served electronically or by regular United States mail to all interested parties, the Trustee and the US Trustee.

/s/ Philip Fairbanks

Philip Fairbanks #756  
Philip L. Fairbanks  
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